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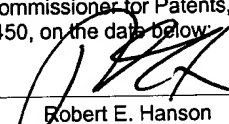
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August 8, 2003

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
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Date	Robert E. Hanson

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: *SN 09/606,808 entitled "TRANSFORMABLE INBRED CORN LINE LIZL5 AND METHODS FOR USE THEREOF" – by James R. Larkins, et al.*
Our Ref. DEKA:264; Client Ref. [34-63(51675)]

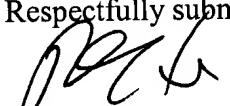
Commissioner:

Transmitted herewith for filing are:

1. A Notice of Appeal with Appendix A; and
2. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKA:264.

Respectfully submitted,


Robert E. Hanson
Reg. No. 42,628

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Enclosures: As stated

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Robert E. Hanson

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
James R. Larkins, et al.

Serial No.: 09/606,808

Filed: June 28, 2000

For: TRANSFORMABLE INBRED CORN
LINE LIZL5 AND METHODS FOR USE
THEREOF

Group Art Unit: 1638

Examiner: Ashwin D. Mehta

Atty. Dkt. No.: DEKA:264

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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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Commissioner for Patents
P.O. Box 1450
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Commissioner:

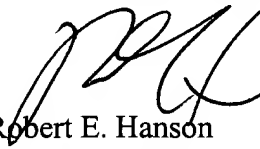
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed July 16, 2003, rejecting claims 2, 3 and 7-39. Appeal is proper as claims 22-28 and 37-39 have been twice-rejected.

It is believed that no fee is due as a previous Notice of Appeal fee was paid on January 31, 2003, as evidenced by copy of the check attached as Appendix A. However, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is

authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKA:264US.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Robert E. Hanson
Reg. No. 42,628
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
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Date: August 8, 2003

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